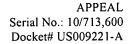
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE e Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 10/713,600 Filing Date TRANSMITTAL November 13, 2003 First Named Inventor **FORM** Reinhold G. Grellmann Art Unit 2113 **Examiner Name** Michael C. Maskulinski (to be used for all correspondence after initial filing) Attorney Docket Number US009221-A Total Number of Pages In This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): Receipt Confirmation Postcard Request for Refund **Express Abandonment Request** CD, Number of CD(s) \_ Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Signature Printed name W. Brinton Yorks, Jr Date Reg. No. 28,923 10/ 6/05 **CERTIFICATE OF TRANSMISSION/MAILING** I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Jil Peistrup Date Typed or printed name

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# Before the Board of Patent Appeals and Interferences

In re the Application of

Inventors : Reinhold G. Grellmann et al.

**Application No.** : 10/713,600

Filed: November 13, 2003

For : REMOTE ULTRASOUND

**SYSTEM DIAGNOSTICS** 

## **REPLY BRIEF**

On Appeal from Group Art Unit 2113

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APPEAL Serial No.: 10/713,600 Docket# US009221-A

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#### I. DISCUSSION

In the Examiner's Answer to Reply Brief the Examiner continues to confuse the discussion of service diagnostics of the hardware and software of an ultrasound system with the medical diagnostics for a patient. In particular the Examiner contends that the sentence at column 13, lines 3-8 of US Pat. 5,851,186 (Wood et al.) and the phrase "their diagnostic results" used in the sentence refers to service diagnostics of an ultrasound system. In fact, this sentence is referring to diagnostic results of a patient exam such as ultrasound images and diagnostic reports which might be stored on a remotely accessible central server. This is apparent from the sentences immediately following the sentence in question in the rest of the paragraph, which discuss how a user can access the patient directory on the server to access the reports and ultrasound images from the patient's exams. The paragraph in question only is discussing medical patient diagnostics and not ultrasound system hardware and software diagnostics.

APPEAL Serial No.: 10/713,600 Docket# US009221-A

As the author of the sentence and patent in question, the undersigned is well positioned to know the intent and meaning of this passage.

Respectfully submitted,

REINHOLD G. GRELLMANN ET AL.

By: W. Brinton Yorks, Jr.

Reg. No. 28,923